

REMARKS

This application is amended in a manner to place it in condition for allowance at the time of the next Official Action.

Status of the Claims

Claim 11 is amended to include the features of claim 12 and to amend the formula in a manner consistent with page 1 of the original specification. Accordingly, Claim 12 has been cancelled.

Claim 15, 16, and 17 is new and is consistent with previously presented claims 11, 13 and 14, respectively. However, claim 15 omits the proviso to which the Official Action objected.

Claims 11, 13-17 remain in this application.

Claim Rejections-35 USC §112, 1st paragraph

Claims 11-14 were rejected under 35 U.S.C. §112, first paragraph, for not complying with the written description requirement. This rejection is respectfully traversed for the reasons below.

The position of the Official Action was that the recitation "one in which, when n is 0, R² is OH and R¹, R³, R⁴ and R⁶ are H and R⁵ is ethyl" was not supported by the specification or the original claim 4.

However, this feature is implicitly supported by provisos stated in original claim 4, and implicitly by the provisos previously recited by claim 11, and now presently recited in claim 15.

That is, these claims require at least the following when $n=0$:

- R^1 and R^2 are both OH, and
- R^3 and R^5 are H.

Accordingly, when $n=0$:

- R^1 cannot be H (as R^1 must be OH), and
- R^5 cannot be ethyl (as R^5 must be H).

Thus, new claim 15 implicitly excludes the case when n is 0, R^2 is OH and R^1 , R^3 , R^4 and R^6 are H and R^5 is ethyl, i.e., with or without, an explicit recitation of the previously presented proviso of claim 11.

As the present claims 11, 13-17 meet the written description requirement, and withdrawal of the rejection is respectfully requested.

Claim Rejections-35 USC §112, 2nd paragraph

Claims 11 was rejected under 35 U.S.C. §112, second paragraph, for being indefinite. This rejection is respectfully traversed for the reasons below.

As noted in the Official Action, the previously presented formula omitted an "n". Accordingly, claim 11 and new

claim 15 have been amended in a manner consistent with, for example, page 1 of the original specification, which illustrated the "n" in the formula.

Therefore, withdrawal of the rejection is respectfully requested.

Conclusion

In view of the amendment to the claims, foregoing remarks and the fact that no prior art rejections were made, this application is believed to be in condition for allowance at the time of the next Official Action. Allowance and passage to issue on that basis is respectfully requested.

Should there be any matters that need to be resolved in the present application, the Examiner is respectfully requested to contact the undersigned at the telephone number listed below.

The Commissioner is hereby authorized in this, concurrent, and future submissions, to charge any deficiency or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

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